1944

Department of Revenue

OFFICE of the Board of Revenue

STATION Madras

3

M/s No. 1098

M/E. 12-8-44

Dated 22:6:1944

DESPATCHED
26/6

Pages in the file. 54 + 14

SUBJECT

Alienation - Land and Rev - (S. Kanara) - Mangalore Tk and Town - Kadri 'A' village - T.S. 339/A-1-B-2 - South Bypass Arya Pratinidhi Sabha - Vidya Bhodini H.E. School. Site, garden and Playground - Sanctioned - G.O. communicated

C.F. 71 (a)

Back Papers.

Dis.	No.	Department / Series.	Date.	Dis.	No.	Department / Series.	Date.
	2146	Mis	15-7-32.				

Further Papers.

Dis.	No.	Department / Series.	Date.	Dis.	No.	Department / Series.	Date.
Rt	5219		19.9.1949				
Rt.	5515		12.8.1952				

Ref. 7544-43-B3.

South Kanara Collector's Office,
Mangalore, 13th April 1943.

From
M. Karamatullah, Esq., I.C.S.
Collector of South Kanara.

To
The Secretary to the Board,
Land Revenue and Irrigation. Salem.

Sir,

Alienation - Land and Revenue - Mangalore Town - Kadri 'X' village T.S. 339/A1B2 - School purposes - Manager for the time-being of Vidya --- Bodhini Higher Elementary School - Proposals - Resumption and re-alienation.

******

In G.O.No. 1450, Revenue, dated 12-7-1932, communicated in B.P.Mis 2146, dated 15-7-1932, the Government sanctioned the alienation of T.S.No 339/A1B of Kadri village, Mangalore Taluk, measuring 2 acres and 10018 -- square feet, in favour of the Municipal Council, Mangalore, for use as the site of a recreation ground. A portion of this plot, measuring 81 cents (35284 sq.ft.) and sub-divided as T.S.No.339/A1B2 has been applied for on alienation by Sri U. Gopal Nayak, Manager and Correspondent, Kadri --- Vidhya Bodhini Higher Elementary School, Mangalore, for school purposes. The application has been recommended by the Divisional Inspector of --- Schools, Coimbatore.

2. The Municipal Council, in its resolution No. 39, dated 24-8-1942, by a majority of 11 against 1 resolved that the portion denoted as T.S. 339/A1B2 in the enclosed eye sketch be relinquished in favour of the petitioner for being used as school, garden and playground. The extent proposed to be set apart for school purposes is shown below:-

School	...	5,472 sq. ft.
Garden	...	1,200 "
Playground.	...	28,612 "
Total.		35,284 "

The alienee prays for two years' time for construction of a school -

building and 3 years' time for laying out a garden and playground.

3. Enquiry shows that the school is a xxxx recognised one and that it is at present housed in T.S.No.1580/4 of Kadri village which forms the subject matter in Board's Ref.1.572/42-S, dated 1-3-1943. It is under the management of the Arya Samaj, Mangalore, which is affiliated to the South India Arya Prathinidhi Sabha at Madras (a registered body)

4. I have inspected the land, which is uneven and full of pits and is not used as a play ground unless it can be levelled. It has not been used for over 10 years by the Municipality for the purpose for -- which it was alienated. It is devoid of any tree-growth and improvements except a Municipal refuse-bin of an approximate value of Rs.25/- The Municipality has been asked to remove this bin to any other unobjectionable site. The failure on the part of the Municipality to use this portion of land for recreation purposes constitutes a technical breach of conditions and the alienee has relinquished this portion in favour of the applicant. The plot may, therefore, be resumed.

5. There is absolutely no objection to alienate the plot to the applicant, as it is not required by the Municipality and as the ---- alienation will meet the absolute needs of the applicant who has no -- other site in view for the purpose.

6. The sub-division fee of Re.1/- has been collected from the --- applicant and credited to the Government. As the alienation is for a bona-fide xxx public and unremunerative purpose in favour of an institution which is imparting free education, market value may be waived and the land alienated in favour of the applicant as manager for the time-being of the school, free of ground-rent.

7. I enclose the statements of alienation of land and land revenue, sub-division records, eye-sketch and an extract from the land register and resolution of the Municipality.

8. The applicant agrees to abide by such conditions as the alienating authority may impose. His consent statement is also enclosed.

For Collector.

12.4.43

Application for the alienation of land revenue payable to --- Government.

District:- South Kanara.

1. Description and area.	T.S.No.339/A1B2 of 87 A Kadri village, Mangalore Taluk, measuring 0.81 acres.
2(a) Annual ground-rent	Rs.9-2-0 at Rs.11-4-0 per acre.
(b) Capitalized value (25 times assessment or ground-rent.)	Rs. 228-2-0
3. Alienee and purpose of alienation.	South Indian Arya Pratinidhi Sabha The Manager and Correspondent of the Kadri Vidhya Bhodhini Higher Elementary School, for purposes of school, playground and --- garden. For use as the site of a school, playground and garden of the Vidhya Bhodini H.E. School.
4. Collector's remarks.-	Recommended.

South Kanara Collector's Office,
Mangalore, 6th April 1943.

2/2 Bkl

For Collector.

15.4.43

Application for the alienation of land in which the proprietary right belongs to the state.

District:- South Kanara.

1. Description and area.	T.S.No. 339/A1B2 of No. 87 A Kadri village in Mangalore Taluk, measuring 0.81 acres.
2. Market value.	Rs.3240/-
3. Alienee and purpose of alienation.	South Indian Arya Pratinidhi Sabha. The Manager and Correspondent of the Kadri Vidhya Bhodhini Higher Elementary School, Mangalore for purposes of school, playground and garden. For use as the site of a school playground and garden of the Vidhya Bhodini H. E. School.
4. Collector's remarks.	R e c o m m e n d e d.

South Kanara Collector's Office,
Mangalore, 6th April 1943.

For Collector.

15.4.43

Statement dated 26.2.43 recorded from
Sri M. Gopala Nayak, Manager and Correspo
of the Kadri Vidya Bodhini Higher Elementary
School, Kadri, Mangalore

In the matter of the alienation of land and
land revenue in respect of T.S No. 339/A1B2 of
No. 87A Kadri village, I, M. Gopala Nayak;
Manager and Correspondent of the Kadri Vidhya
Bodhini School, on behalf of the management of
the said School do hereby state that I am willing
to abide by such conditions as the alienating
authority may impose
Read. Correct.

M Gopal Nayak
26.2.1943.

Before me.

A. Ramachandra Rao
26.2.43.
Rev. Inspr. P/Mangalore North

A. ಅಪಸ್ಸು) R.F. III-C-1—18,455—20-8-41. R.F. III-C-1

ದಕ್ಷಿಣ ಕನ್ನಡಾ ಜಿಲ್ಲೆಯ Mangalore ತಾಲೂಕು ನಂಬ್ರ 84A ನೇ ಳ(೪) ಗ್ರಾಮದ ಸರ್ವೆ ಮತ್ತು ಸೆಟ್ಲಮೆಂಟ ರಿಜಿಸ್ಟ್ರಿ) 1352 ನೇ ಫಸ್ಲಿ ಬಾಕ್ತ.

ಸರ್ವೆ ನಂಬ್ರ (1)	ಸಬ್ ಡಿವಿಜನ್. (2)	ಹಳೆ ಸರ್ವೆ ನಂಬ್ರ. (3)	ಸೀಮೆ (ಜ. I = 1 ನೇ ಬ ಕ್ಲಾಸ್ ನೇ ನಂಬ್ರ; II = 2 ನೇ ಕ್ಲಾಸ್ ನೇ ನಂಬ್ರ; ಜ. III = 3 ನೇ ಕ್ಲಾಸ್ ನೇ ನಂಬ್ರ); ಪೈಸಾರಿ ಅಥವಾ ಕಾ (ಪೈ), ಖಾಸ್ ಹೊಲಿಸಲ್ಪಟ್ಟ ದ್ದು (ಖಾ. ಹೊಲಿಸಲ್ಪಟ್ಟ) - ಯಾ - ಪೊರಂಬೋಕು (ಪೊ). (4)	ಒಂದು ಬೆಳೆ (1) ಎರಡು ಬೆಳೆ (2). (5)	ಜಮೀನಿನ ಕ್ಲಾಸ್ ಮತ್ತು ಕರ. (6)	ತರಂ. (7)	ಎಕ್ರೆ 1 ರ ದರ. (8)	ವಿಸ್ತೀರ್ಣ. (9)	ತೀರ್ವೆ. (10)	ಬೆಟ್ಟಿಸಾರನ ನಂಬ್ರ ಮತ್ತು ಹೆಸರು. (11)	ಮೂಲಗ್ರಾಮದಲ್ಲಾದ ನಿಸ್ಸ ಅಮಲಿನ ಹೆಸರು. (12)	ದರಾ. (13)
							ರೂ. ಆ.	ಎ. ಸೆ.	ರೂ. ಆ.			
V-14-339	AIB	204-A1	G.R.					2 17424				
								2 40				

(Free Extract)

30.04

ಅನುಜ್ಞೆಗಳು.—ಸೆಟ್ಲಮೆಂಟ ಡಿಗ್ಗೊಹ ಯಾನ ಇಂಗ್ಲೀ ಪ್ರದೇಶಭಾಷೆ ರಿಜಿಸ್ಟ್ರಿ ಮತ್ತು ವೃತ್ತಾಂತವು ಕಾಯಂ A ರಿಜಿಸ್ಟ್ರಿಗೆ ಆಧಾರವಾಗಿದೆ. ಜಮಾಬಂದಿ ನಂತರವಟ್ಟಿ ಮೇಲೆ ಕೊಡೋಣಾದ ಖಾಲಿಸ್ಥಳಗಳು ಮುಂತಾದ ಕಾಯಂ ಸ್ವಭಾವದ ಎಲ್ಲಾ ಶಬ್ದೀಲುಗಳನ್ನು ಸೆಂಕ್ಷನ್ ಮಾಡಿದ ಹುಕುಮಿನ ನಂಬ್ರ - ವ - ತಾರೀಕು ನಿಮಿ ಪರಾ ಕಲಮಿನಲ್ಲಿ ಬಾಸ್ತಿ ತಾರೀಕು ವರೇಗೆ ದಾಖಲು ಮಾಡತಕ್ಕದ್ದು. ರವಿನ್ಯು ಮಾತುಗಳ ಬದಲಿಗೆ ಸಂಜ್ಞಾಕ್ಷರಗಳನ್ನು ಉಪಯೋಗಿಸ ಬಹುದು. ಉದಾಹರಣೆ—ಪುಂಜಕ್ಕೆ "ಪು." ನಂಡಕ್ಕೆ "ನ." ಪೊರಂಬೋಕೆಗೆ "ಪೊ." ಮತ್ತು ಬಾಗೈತಿಗೆ "ಬಾ."

ಪರಾ ಕಲಮಿನಲ್ಲಿ ಪೊರಂಬೋಕೆನ ವಿವರಣೆಯನ್ನು ಕಾಣಿಸತಕ್ಕದ್ದು. ದೃಷ್ಟಾಂತ, ದೇವಸ್ಥಾನ, ತೋಡು, ಹೊಲವು, ಕುಮ್ರಿ - ಯಾ - ಕಟ್ಟೋಣ ಸ್ಥಳವೋ, ವಿಶೇಷ, ದರಗಳಲ್ಲಿ ತೀರ್ವೆ ಹೊರಿಸಲ್ಪಟ್ಟ ಇತರ ತರದ ಭೂಮಿಯೋ ಎಂಬದನ್ನು ಕಾಣಿಸ ತಕ್ಕದ್ದು.

6

F.W.S

17

C.F. 16.

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ...	23.5	
When copied ...	24.5	
When examined ..		
When signed ...		
When despatched.		

SUBJECT :— Alienation - Land - Reis - (S. Kanara) Mangalore Taluk and Taluk - Kadri 'A' Vge - T.S. No. 339/A1B2 - Vidya Bodhini Higher Elementary School - Proposals.

MISC. 1(1)
4 MAY 1943

READ AGAIN ..... dated 28/5 194 .....

" " ..... " ..... 194 .....

READ *ALSO* :—

No. ..... From the ..... , No. ..... , dated ..... 194 .....

Mp 1-2(5) ..... " Collr. of S. Kanara, Rly "7544-43-A-1 of 13-4- 194 3 — 9

" ..... " ..... " ..... " ..... 194 .....

~~Order~~ Resolution ~~Ms.~~ ~~Rout.~~ No. ....., dated Revenue 728/43-1-5 of 3-5- 194 3.

The Collr. is requested to report (1) whether a notice inviting objections

C.F. 1a.

was published - and whether there are any objections from the Communal, traffic and other points of view

(2) under what Act the South India Arya Pratinidhi Sabha, Madras has been regd. and whether it appears to have the alienation in its name, and

(3) whether the remaining area in T.S.No. 339/A1B is being used as a playground and if not how the Collr proposes to dispose it of.

2/. The Collr is also requested to submit copy of the proceedings of the Municipal Council relinquishing the area proposed to be resumed. The extract from the proceedings of the Mangalore Municipal Council, dt 24-8-42 does not read like a relinquishment.

To The Collr of S. Kanara with extract to below

24/4/43

1.V.43 | P.T.6

3/ The Curator, M.A.G is requested to send Bif. Mess 2146 dated 15-7-32 for the disposal of the BSI file, i.e. 728/43.

1.9.43.

To
The Collr. of Customs, Calcutta
with extract to be sent
Mp 9-11-43.

The Curator, M.A.G, Chittagong
for para 3.

1/88/43
CF
375

Ref.7544-42-B3.

South Kanara Collector's Office,
Mangalore, dated 30th June 1943.

From

K. Karamatullah, Esq., I.C.S.,
Collector of South Kanara.

To

The Secretary to the Board of Revenue,
M a d r a s.

Sir,

ALIENATION - Land - Revenue - (South Kanara) - Mangalore Taluk and Town - Kadri 'A' Village - T.S.No.339/A1B2 - Vidya Bodhini Higher Elementary School - Proposals.

**** 17-19-7

Ref: Board's Ref.n.728/43-1-S dated 3-5-43.

****

The points raised in the Board's reference cited above are answered below:-

(1) Notice inviting objections for the alienation was published in the Village on 31-5-43. Till now no objections have been received in response to it.

(2) The South India Arya Pratinidhi Sabha was registered under Act XXI of 1860. It agrees to have the alienation in its name or in the name of the Manager, Kadri Vidyabodhini H.E. School.

(3) The remaining area in T.S.No.339/A1B is not being used as a playground. It may continue to be a recreation ground.

2. The copy of the resolution of the Municipal Council, Mangalore, relinquishing the area proposed to be resumed is enclosed. The extract from the proceedings of the Mangalore Municipal Council dated 24-8-42 received with the Board's reference cited above is also enclosed.

not read.
only a copy has been read

For Collector.

Encl. 1:

Extract from the proceedings of the Mangalore Municipal Council, Mangalore dated the 17th May 1943.

x x x x

39. Read: letter Ref.No.7544-42-B3 dated the 8th May 1943 from the

P.T.O.

Collector of South Kanara, enclosing an extract of Board's Ref.No.728/43-1-S dated the 3rd May 1943 and requesting to obtain and send a resolution of the Council relinquishing the area proposed to be resumed in T.S.No.339/A1 of Kadri 'A' village as the previous resolution No.39 dated the 24th August 1942 of the Council does not read like relinquishment.

The Council unconditionally relinquishes the area of 73 cents of land out of T.S.No. 339/A1 of Kadri 'A' village mentioned in its resolution No.39 dated the 24th August 1942 for resumption by Government for purposes of re-assignment to Manager, Vidyabodhini Higher Elementary School, Kadri.

x x x x

(Sd.) H.Hoosein Saheb,
Chairman, M.C.

/True Extract/

Municipal Office, Mangalore,
Dated the 26th May 1943.

(Sd.) xx xx
Commissioner.

/True Extract/

Encl.2:
Extract from the proceedings of the Mangalore Municipal Council, dated the 24th August 1942.

****

39. Council's resolution No.48 dated the 29th June 1942 referring to a committee petition dated the 16th May 1942 from the Manager, Kadri Vidyabodhini H.E. School requesting to relinquish the plot T.S.No.339/A1B of Kadri village in favour of the petitioner for the purpose of constructing a School building and play-ground and the Committee's report recommending the assignment of the plot of about 73 cents demarcated on the plan subject to the condition that it shall not be transferred or alienated by the Society and if it ceases to be used for the purpose for which it is intended the grant will be resumed and petition dated the 31st July 1942 from the residents of Kadri and Bendur objecting to the assignment of the plot applied for reasons stated.

Proposed by Sri M.R.Bhat, seconded by Dr. K.Vittal Shetty and supported by Dr. H.V.Adappa, Sri M.Madhava Rao that the Committee's.

(Contd.)

report be accepted.

Mr. M.S.Sreshta opposed the resolution - When the resolution was put to vote it was carried by a majority of 11 against 1.

x x x

(Sd.) B.Venkatarao Baliga,
Chairman, M.C.

/True Extract/

Municipal Office, Mangalore,
Dated the 29th August 1942.

(Sd.) xx xx
Commissioner Delegate.

(True Extract)

For Collector.

KNR/30.6.

17.7.43.

2/4 J.A.S (L.R) T10

M1

Subject - as in p. 17 c.f
p. 21 c.f - Q.

Refer. n/E. 728-43-2(3) d. 6-7-1943

The collr. is requested to definitely report whether the alienation is objectionable from communal, trappic and other points of view.

2. He is also requested to propose a set of Spl. conditions to be imposed in this case and to submit a copy of the consent letter of the South India Arya Prathinidhi Sabha referred to in para 1(2) of this & reference cited above.

To
The collr. of S. Kanara

S. T. W3

From

M. Ramakrishna, B.A., I.C.S.,
Collector of South Kanara.

To

The Secretary to the Board of Revenue,
Land Revenue and Irrigation, Madras.

OFFICE OF THE BOARD OF REVENUE
13 SEP 1943
En 63
MADRAS

Sir,

Alienation - Land - Puvenur (South Kanara) - Kumbleswar Saiva Brahmin Sabha - Kasaragod Village - R.S.No.230/A1B - Vidya Vardhini Lower Elementary School - Proposals.

Ref: Letter No. C.n/E 7/ '42-3, dated 8.7.43.

After a personal inspection of the place, I find no objection to the alienation of the land from the Communal, Traffic or any other point of view.

2. A set of special conditions to be imposed for the alienation of the land and a copy of the consent letter from the Honorary Secretary, S.I.A.P. Sabha, Madras, agreeing to have the alienation in the name of the Sabha and to the conditions of alienation to be imposed in this case is enclosed.

For Collector.

Special Conditions.

1. The land shall be used for the purpose of a school, playground and garden and for no other purposes. 5472 square feet shall be used for the building, 1000 square feet for the garden and 20612 square feet for the playground.

2. The grantee shall complete the construction of the buildings and lay out the garden and playground within two years from the date of the grant.

3. The school buildings shall be constructed in consultation with the District Educational Officer, South Kanara and after obtaining the previous approval of the Collector.

4. No other kind of building shall be constructed on the land without the previous permission of the Collector.

5. The grantee shall maintain the building after construction in good condition. Such repairs as the Collector may consider necessary from time to time shall be executed by the grantee within such time as the Collector may fix and to his satisfaction. In the event of default, the repairs shall be carried out by the Collector and the cost thereof recovered from the grantee.

6. The school shall be open to members of all classes including Scheduled Classes.

7. The Government may resume the land wholly or in part with any buildings thereon ~~(if the school is not recognised or the recognition once granted is subsequently withdrawn)~~ in the event of the infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant. If there are buildings on the land, the Government may direct the grantee to remove them and in the event of the grantee refusing to remove the buildings when so directed the Government or any officer empowered by them in behalf shall be empowered to remove the buildings and realize the cost of such removal by the sale of the materials.

The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Government the land is required for a public purpose, or for conducting mining operations

event of such resumption, or in the event of the acquisition land for any reasons, the compensation payable for the land and trees shall in no case exceed the amount paid for them by the grantee or their value at the time of resumption or acquisition whichever may be less and the compensation payable for buildings or other improvements shall in no case exceed the amount paid for them by the grantee at the time of alienation or their value at the time of resumption or acquisition, whichever may be less, if any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. The amount of any grant made by the Government towards the cost of the buildings or other improvements shall be deducted from the compensation payable under this condition. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (3).

9. In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee but the grantee shall be entitled to the repayment of any amount that may have been paid to the Government for the grant or the value of the land at the time of relinquishment whichever may be less.

10. Full land revenue shall be levied if at any time any net income is derived from the land or if any of the conditions of alienation are infringed. In the latter case full land revenue shall be levied from the date of such infringement. The decision of the Collector on the question whether a net income is derived from the land or not is final.

11. The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the District.

12. The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

13. The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with.

14. In the event of the infringement or, or failure to observe any of the conditions 11 to 13 the alienee shall pay the Government such compensation as is determined by the Collector of district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case, the alienee shall not be entitled to any compensation whatever.

Sd/- M.Karamatullah,
Collector,
7.9.1943.

Letter from the Honorary Secretary, S.I.A.P. Sabha, Madras.
To-the Collector of South Kanara, Mangalore.
Dated-31st August 1943.

Sub: Alienation - Land Revenue - (South Kanara) - Mangalore Taluk and Town - Kadri 'A' Village - T.S.No.339/A1&2 - Vidya Bodhini Higher Elementary School - Purposes.

With reference to your letters No.7544-42-B3, dated 16.7.43 and 17.8.43, I hereby give my full consent to have the alienation of T.S.No.339/A1B2 of Kadri 'A' Village, Mangalore Taluk and Town in the name of the South Indian Arya pratinidhi Sabha for the purpose of running a school conducted by the Arya Samaj, Mangalore which is a body affiliated to this Sabha. The Sabha also undertakes to abide by the conditions of alienation noted in the annexure to your second letter cited above. I request you to kindly sanction alienation of land and revenue, at your earliest convenience.

The sketch is herewith returned as desired by you.

/True Copy/

For Collector.

10.9.43

M1

Subject as in fr. 17 c.f T13 4

Issue 6110 6 10 13 OCT 1943 28

fr. 25 c.f - Q.

10. Refer. E. 728. 43-3 d. 6-10-1943

The extent proposed for alienation is 81 cents, but according to the resolution d. 17.5.1943 of the Mun. Council the extent relinquished for the purpose is 73 cents. The collr. is requested to obtain a fresh resolution for the correct area from the Mun. council.

2. The collr. reports that the entire extent of J.S. 339/A1B of Mun. Town has not been used for the purpose for which it was alienated. The collr. is requested to state why the remaining area of J.S. 339/A1B should not also be resumed for violation of conditions.

Ex M 6/2

JVM 5/10/43 9/5/10 WVDN 11/6/43

for the collr. of S. Kanara

C.F. 98.

Revenue Department.

REMINDER. Board of Rev Branch.

To The Collector of S. Kanara

I ~~have the honour to invite~~ am directed to invite attention to Bdi rspe E. 728. 43-3 No. dated 6-10-1943 and

~~to request that the reply to it may be expedited~~ to request that this reminder may be returned at once with information as to—

(1) the stage at which the matter now is,

(2) the date by which a reply may be expected, and

(3) the circumstances which have caused the delay.

Office of the Board

Station Madras

Dated 15. 2. 1944

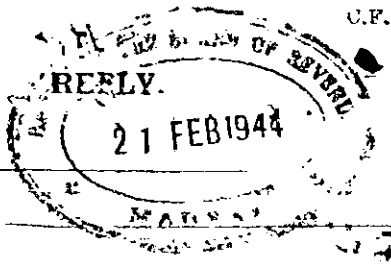
(N&D) a.m.a.s. 15-2-44
Signature.
Superintendent
Designation.

SUBJECT.

Alienation - Land - Rev. (S. Kanara).
Mam. Sk. and Town - Kadri 'A' V.
T.S. No 339/A1B2 Vidhya Khadhini
Hiphen Eli. School - Proposal [P.T.O.

PM 15-2-44

C.F. 98.



To The

Ref (No. 7544-42-B3

Resubmitted to the Board of Revenue Madras.

2. As the Municipal Council, Mangalore had furnished a vague resolution, a fresh resolution has been called for from the Mangalore Municipality in this office Ref (No. 7544-42-B3, dated 3.2.44. The resolution of the Municipal Council will be submitted as soon as it is received from the Municipal Council.

3. I have remanded the Commissioner Mangalore Municipality to expedite his reply.

for Collector

19/2/44

18.2.44

T.O 16.3.

Mi

Subject - as in p. 17 c.f.

Letter d. 8.3.1944 from Mr. M... v.ktn, Barr-at-law, Mangalore.

Ref. E. 728.43-4 d. 16-3-1944

The letter dated 8.3.1944 of Mr M.S. ... together with its enclosure, is forwarded to the collr. in continuation of Bd's ref. E. 728.43-3 for consideration while submitting his report dated 6-10-1943. He is requested to submit his report without delay.

15.3.44

To the collr. of S. Kanara with pages 29 to 36 c.f. (in original) to be returned

15.3.44.

Ref.C.Fo.7544-42-B3.

South Kanara Collector's Office,
Mangalore, dated 16-3-1944.

From

Karamatullah, Esq., I.C.S.,
Collector of South Kanara.

To

The Secretary to the Board of Revenue,
Land Revenue & Irrigation, Madras.

Sir,

ALIENATION - Land and Revenue - Mangalore town - Kadri 'A' village - T.S.No.339/A1B2 - Vidhya Bodhini H.E. School - Resumption - Resolution of the Mangalore Municipal Council - Submitted.

W 28 C.F. Board's reference E.728/43-3 dated 6-10-43.

W 41 C.F The resolution of the Mangalore Municipal Council agreeing to the resumption of 0-81 cents of lands in T.S.No. 339/A1B of Kadri 'A' village, Mangalore Town, called for in the Board's reference quoted above, is enclosed.

2. As the Municipal Council is prepared to use the remaining portion of T.S.No.339/A1B for recreation purposes, it need not be resumed.

For Collector.

knr/16.3.

To A.S(L.A)

The colln. has submitted his reply to Bdi refce dated 6.10.1943 (N 28 C.F.). ~~Kindly arrange to obtain~~ the colln's reply to Bdi refce. d. 16.3.44 (N 37 C.F.) may be awaited.

N 37 C.F.

JTM 21/3/44 21/3

22.3.44

Ref.C.No.7544-42-B3. South Kanara Collector's Office,
Mangalore, dated 27-3-44.

From

Rao Saheb Sri P. Ramadoss, B.A.,
Collector of South Kanara.

To

The Secretary to the Board of Revenue,
Land Revenue & Irrigation, Madras.

Sir,

ALIENATION - Land and land revenue - (South Kanara) - Mangalore taluk and town - Kadri 'A' village - T.S.No.339/A1B2 - Vidya Bodhini H.E. School - Proposals.

Board's Ref.E.No.728/43-4 dated 16-3-44. W.37c F.

The resolution of the Mangalore Municipal Council dated 6-3-44, agreeing to the resumption of 81 cents of land in T.S. 339/A1B of Kadri 'A' village called for in Board's Ref.728/43-3 dated 6-10-43 was submitted to the Board with this office Ref.C. No.7544-42-B3 dated 15-3-44. The resolution of the Council was passed by a majority of 11 votes to 9 and the proposed alienation for the school will not in any way affect public interests. The

W.28c F.
W.39c F.

p.t.o.

Extract from the Proceedings of the Mangalore Municipal Council, dated the 6th March 1944.

x x x

6. Read Collector's letter Ref.C.No. 7544-42-B3, dated the 3rd February 1944 on council's resolution No.14 dated the 6th December 1943.

Proposed by Sri A.Shanker Alva, and seconded by Sri M. Ramachandra Pai :-

"That the Council's resolution under reference does not apply to the portion alrea y relinquished but applies only to the remaining land. The council agrees to the 81 cents of land in T.S.No. 339 A1B of Kadri 'A' village being resumed but requests that the remaining portion be allowed to be retained for a recreation ground for the public, for which purpose it is being used and the council is willing to effect any improvements that may be suggested by the Collector.

Mr.C.L.Lobo opposed the resolution on the ground that no portion of the entire plot should be resumed since the whole ground is necessary for public recreation purposes in view of the general expansion of the town and the recent extension of limits on Kadri side in particular.

After some discussion the resolution was put to vote and declared carried by a majority of 11 against 7.

x x x

SD: H. HOOSIEN SAHEB
CHAIRMAN, M.C.

/True Extract/

Municipal Office, Mangalore)
Dated the 10th March 1944.)

COMMISSIONER. 13344

compd:

remaining portion of T.S.No.339/A1B is enough for recreation purposes. The note of dissent of Mr. Shresta does not deserve any serious consideration.

2. The letter of Mr. Shresta with its enclosures is resubmitted herewith.

For Collector.

knr/28.3.

Enclosure 11 2 2E 11a E.M.G

Alienation — Land-Revenue — (Buildings) — S. Kanara District) — Mangalore Taluk and Town (3)

Kadri 'A' Village T.S. No. 339/A1B2 South Indian Arya Pratinidhi Sabha - Vidya Bhodini High Elementary sch.

Recommended / Sanctioned — (School, garden and playground) — Proposals

Recommended.

Reference: E. 728.43-5 d. 11-5-1944

At the instance of the Collector of South Kanara the Board recommends the alienation of the plot of land comprised in S.No. 339/A1B2 of Kadri A village Mangalore Town and taluk measuring Ac. 0-81 (35,284 sq.ft) in favour of the South Indian Arya Pratinidhi Sabha for use as the site of a school building, garden and playground of the Vidhya Bhodini Higher Elementary School, Mangalore, as noted below.

School building 5472
garden 1200
playground 28612
35284

2. In G.O. 1450, Rev. d. 12-7-1932, T.S. 339/A1B of Kadri Mangalore Tk. and Town, was alienated in favour of the Municipal Council, Mangalore for use as the site of a recreation ground. The land has not been used for that purpose for the last 10 years. A portion of this plot now denoted as 339/A1B2 is applied for alienation by the Manager and Correspondent, Kadri Vidhya Bhodini Higher Elementary school, for school purposes. The school is conducted by the Arya Samaj, Mangalore, which is affiliated to the South India Arya Prathinidhi Sabha. The school is at present housed in a private building. The Sabha is a registered institution.

The Municipal Council, Mangalore, has relinquished the portion of the land applied for alienation. Mr. M.S. Sushta one of the Councillors of Mangalore has sent a copy of his minute of dissent from the resolution of the Municipal Council d. 6.3.1944. The coll. reports that the note of dissent of Mr. Sushta does not deserve any serious consideration. The application for alienation has been recommended by the Divisional Inspector of schools. The coll. states that the remaining extent of S.No. 339/A1B now denoted as 339-A1B1 need not be reserved as the Municipal council is prepared to use it for recreation purposes.

3. The alienation will be free of charge for the occupancy right and free of ~~(assessment)~~ ground rent -but ~~subject to assessment ground rent which will be liable to revision according to the rules in force at the time of such revision and subject to the payment of Rs. being the value of the trees standing on the land~~ subject ~~also~~ to the following conditions to which the alienee has agreed:-

(1) The land shall be used as the site of a school building, garden and playground of the Vidyabhodini Higher Elementary school, Mangalore as noted below and for no other purpose.

school building 59/4
garden 5472
playground 1200
25612
35254 59/4.

(2) The building garden and the playground layout shall be constructed and the within a period of two years from the date of the grant.

(3) No (other) building shall be constructed on the land without the previous permission of the Collector of the district.

( ). The market value of the land shall be collected if at any time it is found that the grantee derives a substantial income from the land.

(4) The school building shall be ~~constructed~~ constructed in consultation with the Dt Educational Officer, S. Kanara and ~~by~~ after obtaining the previous approval of the collector

(5) The grantee shall maintain the building after construction in good condition. Such repairs as the collector may consider necessary from time to time shall be executed by the grantee within such time as the colle. may fix and to his satisfaction In the event of default, the repairs shall be carried out by the colle. and the cost thereof recovered from the grantee

(6) The school shall be open to members of all classes including scheduled classes

(7) The Government may resume the land wholly or in part with any buildings thereon, in the event of the infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by thegrantee and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant. If there are buildings on the land, the Government may direct the grantee to remove them and if the grantee refuses to remove them when so directed the Government or any officer empowered by them in this behalf shall have power to remove the buildings and realise the cost of such removal by the sale of the materials.

(8) The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Government the land is required for a public purpose, or for conducting mining operations. In the event of such resumption or in the event of the acquisition of the land for any reasons, the compensation payable for the land and trees shall in no case exceed the amount paid for them by thegrantee or their value at the time of resumption or acquisition whichever may be less and the compensation payable for buildings or other improvements shall in no case exceed the amount paid for them by the grantee at the time of ~~anye~~ alienation or their value at the time of resumption or acquisition, whichever may be less together with the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant The amount of any grant made by the Government towards the cost of the buildings or other improvements shall be deducted from the compensation payable under this condition. But in no circumstances shall any compensation be paid by the Government in respect of buildings

constructed

constructed in contravention of condition (3).

(9) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by thegrantee but the grantee shall be entitled to the repayment of any amount that may have been been paid to the Government for the grant or the value of land at the time of relinquishment whichever may be less.

(10) Full land revenue shall be levied if at any time net income is derived from the land or if any ~~of~~ of the conditions of the alienation are infringed. In the latter case, the land revenue shall be levied from the date of the infringement. The decision of the Collector on the question whether a net income is derived from the land or not shall

(11) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation a s well as those which may grow subsequently and on the land/the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land and dispose of them at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

(12) The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and fo the careful protection of the immature trees growing on the land.

(13) The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with; and

(14) In the event of the infringement of, or failure to observe any of the conditions (11) to (13) the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

1/1/45

Collector.

To the ~~Collector of~~

,, Secretary to Government, Revenue Dept. with alienation statements (pages 3- 4 C.F. to be copied and sent) and sketches (2) and pp. 29-36 to be returned ~~(pages in original.)~~

15/V

J.E.G.

10/5/44

15/5

15 JUN1944

Rev. Sectt. 23—3,006—23-12-36.

GOVERNMENT OF MADRAS.

Received 15 JUN1944 193 Registered 193 .

E1773

Abstract.

Alienation - Land and Revenue (South Kanara) - Mangalore Taluk and Town - Kadri 'A' village - T.S.No.339/A-1-B.2. South Indian Arya Pratinidhi Sabha - Vidya Bhodini Higher Elementary School - School, Garden and playground - Sanctioned.

REVENUE DEPARTMENT.

G.O. No. Ms. 1167. **Dated the** 9th June 1944

READ the following :—

G.O.No.1450, Revenue, dated 12-7-1932.
From the Board of Revenue, Ref.No.E.728/43-5, dated 11-5-1944.

ORDER—

The Government sanction the alienation of the plot of land comprised in S.No.339/A.1.B2 of Kadri "A" village, Mangalore town and taluk, South Kanara District measuring Ac.0.81(35,284 Sq.ft.) in favour of the South Indian Arya Pratinidhi Sabha for use as the site of a school building, garden and playground of the Vidhya Bhodini Higher Elementary School, Mangalore as noted in the margin*.

	Sq. ft.
School building.	5472
Garden	1200
Playground	28612
	35284 Sq.ft.

2. The alienation will be free of charge for the occupancy right and free of ground rent but subject to the following conditions:--

P.T.O.,

but subject to the following conditions:—

(1) The land shall be used as the site of a school building, garden and playground of the Vidyabhodini Higher Elementary School, Mangalore as noted in the margin* and for no other purpose.

	Sq.ft.	
School building.	5472	35284 Sq.ft.
Garden.	1200	------
Playground.	28612	
~~and for no other purpose.~~	-----	

(2) The buildings shall be constructed within from the date of the grant and the garden and playground laid out within a period of two years from the date of the grant.

(3) No other building shall be constructed on the land without the previous permission of the Collector of the district.

(4) The school building shall be constructed in consultation with the District Educational Officer, South Kanara and after obtaining the previous approval of the Collector.

(5) The grantee shall maintain the building after construction in good condition. Such repairs as the Collector may consider necessary from time to time shall be executed by the grantee within such time as the Collector may fix and to his satisfaction. In the event of default, the repairs shall be carried out by the Collector and the cost thereof recovered from the grantee.

(6) The school shall be open to members of all classes including scheduled classes.

to remove them when so directed the Government or any officer empowered by them in this behalf shall have power to remove the buildings and realise the cost of such removal by the sale of the materials.

(7) The Government may resume the land, wholly or in part, with any buildings thereon, in the event of the infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant. If there are buildings on the land the Government may direct the grantee to remove them. and if the grantee refuses

(8) The Government may resume the land, wholly or in part, with any buildings thereon, if in the opinion of the Government the land is required for a public purpose or for conducting mining operations. In the event of such resumption or in the event of the acquisition of the land for any reason, the compensation payable for the land and trees shall in no case exceed the amount paid for them by the grantee or their value at the time of resumption or acquisition whichever may be less, and

In the event of resumption under condition if there are buildings on the land, the Government may, at their option, either—

(a) purchase the buildings, or

(b) direct the grantee to remove the buildings.

In the event of the resumption of the land followed by the purchase of the buildings under condition or in the event of the acquisition of the land for any reason the compensation payable for buildings or other improvements shall in no case exceed the amount paid for them by the grantee at the time of alienation or their value at the time of resumption or acquisition, whichever may be less, together with the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. The amount of any grant made by the Government towards the cost of the buildings or other improvements shall be deducted from the compensation payable under this condition. But in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention of condition (3).

In the event of the grantee refusing to remove the buildings, when so directed under condition the Government may remove them and realize the cost of the removal by the sale of the materials.

(9) In the event of the voluntary relinquishment of the land by the grantee, no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee but the grantee shall be entitled to the repayment of any amount that may have been paid to the Government for the grant or the value of the land at the time of relinquishment whichever may be less.

(10) Full land revenue shall be levied if at any time any net income is derived from the land or if any of the conditions of the alienation are infringed. In the latter case, the land revenue shall be levied from the date of the infringement. The decision of the Collector on the question whether a net income is derived from the land or not shall be final.

(11) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of

54

of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land and dispose of them at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

(12) The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

(13) The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with; and

(14) In the event of the infringement of, or failure to observe any of the conditions (11) to (13) the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

(By order of His Excellency the Governor)

V.S. Hejmadi,
Secretary to Government.

To the Board of Revenue.

(True copy)
Forwarded.
(By order)

Superintendent.

VRN.9/6.

141 (E.M.G).

Subject - as in fr. 51 C.F.

M. 728 - fr. 10 C.F - Q
E. 327 - fr. 21 C.F - Q
E. 1263 - fr. 25 C.F - Q
E. 1773 - fr. 51 C.F - A

Mis 1098 dated 22-6-1944

Encl.

communicated to the collr. of S. Kanara

21/6

To the collr. of S.K.
with s.d. records
(fr. 13-16 C.F)

VRN 20/6/44

GNJ 22/6

22/6

ASLR [illegible] Note file.

ALIENATION - Land - Revenue - ~~Buildings~~ (S. Kanara District)
Mangalore Taluk - Mangalore Town Village - Ryotwari ~~Zamin~~ Inam - Kadri
A'vge-T~~R~~ S.No. 339/A1B2 — Vidya Bodhini Higher Elementary School - School, garden and Playground - Manager for the time being Mr. [illegible] Collr of S. Kanara, Rej. 7544-43-B-1 of 13-4-43.
Board's Cur No. R 728/43

Sketch at ~~page~~ (2)

1. T.S.No. 339/A1B2 Extent. 8 1/1 cents. 35284 sq.ft. Classification. Land alienated to the Mangalore Municipal Council for a recreation ground.

2. Purpose of alienation. School, garden and Playground.

3. Alienees:- ~~The Manager and correspondent of the Kadri Vidya Bodhini Higher Elementary School,~~ South India Arya Pratinidhi Sabha (affiliation to the) -

(a) Nationality with name of Head Qrs. in India and outside.

(b) If a Company, Association or Society, how it has been registered. Registered under Act ~~XXI~~ of 1860.

The school is under the management of the Arya Samaj, Mangalore affiliated to the S. India Arya Prathinidhi Sabha, Madras registered under Act XXI of 1860.

4. Objections:-

(a) whether a notice was published in the village?

If so, any objections

(b) from communal point of view.

(c) from traffic point of view.

(d) from other points of view.

~~No explanation~~ Yes. No objections were received.

No.

5. Trees:-

(a) their value.

(b) whether to be collected or waived.

No trees.

6. Buildings:-

(a) their value. } Nil.

(b) how to be disposed of }

7. (a) Value of the land. Rs 3240/- @ 4 C1

(b) Capitalised value of land revenue. Rs 228-20

8. Conditions of alienation whether in order. A list of conditions has not been subd. But a consent statement from the applicant has been sent in which he has agreed to abide by such conditions as the alienating authority may impose.

9. Authority competent to sanction. Government

Private body - value exceeds Rs 1000/-
(P.C. 6 24.2, C.S. at p. 10 Ry

10. Collector's recommendations. Land and land revenue may be alienated.

Item 4: objections:- The Collr. may be asked to state whether a notice inviting objections was published and whether there are any objections from the Communal, traffic and other points of view.

He may also be asked to report

(1) ~~what~~ under what Act the Youth India Arya Pradhinidhi Sabha, Madras has been regd. and whether it agrees to have the alienation in its name, and

(2) whether the rest of TS No. 339/A1B5 being used as a playground.

B | TBP 2/4/43. The Curator, M.R.6 ~~is requested~~ may be asked to send BP. No. 2146 of 15-7-32 for orders.

P.T.O.

Item 3
Please put up the B.P. record referred in para 2 of this

EDB 26/4.

The Collector has recommended the resumption of only 81 cubs out of 2 acres and odd. What about the remaining areas? Where is the resolution copy of the DC Council relinquishing the area to be resumed? The extract on p 9 of docs not does like a relinquishment.

27.4.43.

R.L.R

To A.S.L.R.

Ref: Queries above: The point at "A above has been raised in the note at B on previous page.

Draft reply to Collr. on the points raised at Pp 2-3 N.F is subd.

1.V.43

RDD
28/4/43

BJF
1/5

M1
~~A.S(L.R)~~ --

Note file.

ALIENATION - Land - Revenue - ~~Buildings~~ (S.Kanara District)
.....Mangalore..Taluk & Town - Kadri A Village Ryotwari ~~Zamin~~ ~~Inam~~ -
R.S.No. 339/A1B2 - Vidhya Bhodini Higher Elementary School - School, garden and playground - South Indian Arya. Pratinidhi Sabha

Board's Cur No. M.728.1943.

Sketch at ~~A~~ Z

1. T.S.No. 339/A1B2 Extent. 81 cents / 35284 sq.ft. Classification. land alienated to the Municipal Council, Mangalore for a recreation ground.

2. Purpose of alienation. School, garden and playground.

3. Alienees:-

(a) Nationality with name of Head Qrs. in India and outside. South Indian Arya Pratinidhi Sabha.

(b) If a Company, Association or Society, how it has been registered. Registered under Act XXI of 1860.

4. Objections:-

(a) whether a notice was published in the village? yes.

If so, any objections No

(b) from communal point of view.

(c) from traffic point of view. No.

(d) from other points of view.

5. Trees:-

(a) their value.

(b) whether to be collected or waived. No trees A

6. Buildings:-

(a) their value.

(b) how to be disposed of

V
~~No buildings~~. 'A' /
No buildings ✓
There is a Municipal refuse on the plot. The collr. has asked the Municipality to remove the bin to some other site.

7. (a) Value of the land.

Rs. 3240/

(b) Capitalised value of land revenue.

Rs. 228- 2- 0.

8. Conditions of alienation whether in order.

yes.

9. Authority competent to sanction.

Govt.
(Private body : value exceeds Rs. 1000/-)
Rules 24-26 C.C. at page 1...

10. Collector's recommendations.

Land and land revenue may be alienated.

In G.O. 1450, Rev. d. 12.7.1932, J.S. No. 339/A1B of Kadri V, Mangalore Town, was alienated in favour of the Municipal Council, Mangalore for use as the site of a recreation ground. A portion of this plot is now denoted as 339/A1B2. applied for on alienation by the Manager and Correspondent, Kadri Vidhya Bhodini Higher Elementary school, for school purposes. The school is conducted by the Arya Samaj, Mangalore which is affiliated to the South India Arya Prathinidhi Sabha. The Sabha agrees to have the plot alienated in its name and to abide by the conditions of alienation.

The Municipal Council, Mangalore has relinquished the portion of the land applied for on alienation. The extent proposed for alienation is 81 cents, but according to the resolution d. 27.5.1943 of the Munici

council, the extent relinquished for the purpose is 73 cents. As this resolution is based on the previous resn. d. 24.8.1942 and as the s.d. records were prepared subsequent to 24.8.1942 no action seems necessary on the difference between the extent mentioned in the collr's report and that mentioned in Municipal Council's resolution d. 17.5.1943.

fr 1st c.f. / fr 2nd c.f.

The application for the alienation has been recommended by the Divisional Inspector of schools. The collr. recommends the alienation of ~~land~~ the plot free of land value and groundrent. ~~As the alienation is within the powers of sanction of the government.~~ The collr's proposal may be recommended to ~~them~~ Govt.

fr 2nd c.f.

IMM 9/10/9/43 / 15/9/43. Eg. The extent of 2 acres + 10,028 sq. feet of land in S. No 339-A-1-B was alienated by Govt to the Manga lore municipality in 1932 for a recreation ground. The Collector reports that the land has not been used for that purpose for the past 10 years. The ML Council has now relinquished the extent applied for by the Vidya Radhe Higher Elementary School, Mangalore for a school, garden, & playground.

fr sd 4 on p 2 c.f. & fr sd 3 on p 21 c.f.

This is the same School whose trustees are agitating for the cancellation of the assignment of T.S. No 15-80-4 of Kadavi V. made several years ago in favour of J. L. Lobo. That subject is being dealt with in a separate current (B.D's ref. 1-572-42-S dt 1.3.43). para 3 on p. 2

The site relinquished is described as about 73 cents in the Council's proceedings dt 21.8.42 and as 73 cents in its proceedings dt 11.5.43. At C — do — measures 81 cents according to the sub division sketch. Evidently plans of subdivision schemes were not ready when the M.C. council passed its resolution. To avoid trouble in future the C. may be asked to obtain a fresh resolution for the correct area from the M.C. council. The C. may also be asked to state why the remaining area of S. No 339-A-1-B now denotable as 339-A-1-B-1 shld also be not reserved for regulation of conditions.

22.4.43

From p. 5 N.F.
M-1.
4/10
5-OCT 1943
5 X 43

Jo A.S (L.R)

Draft submitted on p. 28 c/f.
5-X-43

As (LR).

TVM
7.10.43

fr. 29 c.F. From Yr YS. Srushta letter d. 8.3.1944.

The letter may be sent to the coll. in continuation of fr. 22 c.F of Bdi refce. d. 6.10.1943 and the coll. may be requested to submit his report without further delay. The draft on fr. 27 c.F. may be approved.

JsN 14/3/44 9/14/3/44

15.3.44

M1
A.S(L.R)

fr 39 c.F From the coll. of S. Kanara Rf.c. 7544/42-B3 d. 15.3.1944

fr 43 c.F -do- 27.3.1944.

fr 39 c.F The coll's reference dated 15.3.1944 is in reply to Bdi

fr 28 c.F refce. dated 6.10.1943. The coll. has obtained a

resolution from the Municipal Council agreeing to the

fr 41 c.F resumption of an extent of 81 cents. He states that

the remaining extent of S. No. 339/A1B need not be

resumed as the Municipal Council is prepared to use

fr 39-40 c.F it for recreation purposes. In his reference dated

fr 29-35 c.F

fr 43-44 c.F. 27.3.1944, the coll. adds that the note of dissent

of Mr. Shrishta does not deserve any serious

consideration. In the circumstances stated by the coll.

fr 1-7 N.F. his proposal may be recommended to the govt.

JsN 4/4/44 9/4/44 Please answer Q. 6.

To A.S(L.R)

5.4.44

Q.6 has since been answered.

JsN 6/4/44 9/6/44 I on these papers may be approved.

6/4.

From X on file

M-1

How is this connected with the Lobo case? Do the files agree? Is there really between 2 sheets? a sheet?

10/4/44

10 APR 1944

To A.S (L.R)

A.S(L.R)
thro 'B' section

The connecte file of the 'B' section is said to be under circulation. This may be seen in the receipt book of the file.

M 15/4/44 Note by B section
The file is still in circulation

W 19/4/44 This will not do. I want the 'B' Supdt. 19.4.44 20 when to send back, where exactly the file is. urgent. W

W 20.4.44

V.E. reported by Supdt that the file is with B1 Supdt

To AS(LR)

AS (LR),

The file is linked with this.

W 20/4/44

To A.S (L.R)

M1
~~A.S(L.R)~~ Sketch (Z)

M1's query overleaf -

Please see answers against cols. 1 to 10 on pp. 5-6 n.f.

In G.O. 1450, Rev. d. 12-7-1932, J.S. 339/A1B of Kadri V. Mangalore Town, was alienated in favour of the Municipal Council, Mangalore, for use as the site of a recreation ground. The land has not been used for that purpose for the past 10 years. A portion of this plot now denoted as 339/A1B2 is applied for, on alienation, by the Manager and correspondent, Kadri Vidhya Bhodhini Higher Elementary school, for school purposes. The school is conducted by the Arya Samaj, Mangalore, which is affiliated to the South India Arya Prathinidhi Sabha. The Sabha agrees to have the plot alienated in its name and to abide by the conditions of alienation.

pr. 23 C.F (R)

para 2

pr. 1 C.F. Sketch (Z)

Para 3 pr. 2 C.F

pr. 27 C.F 'A1'

The Municipal Council, Mangalore, has relinquished the portion of the land applied for on alienation. Mr. M.S. Srishta of Mangalore has sent a copy of his memo of dissent from the resolution of the Municipal Council dated 6.3.1944. The Collr. reports that the note of dissent of Mr. Srishta does not deserve any serious consideration.

The school is at present housed in T.S.No. 1580/4 of Kadri V. which stands registered in the name of Mr. J.L. Lobo. The southern portion of the plot was assigned to his predecessor in title in 1890 and the northern portion in 1894 subject to the condition that the land and the building on it would revert to Govt. if the building ceased to be used as a school house. There was no breach of condition except for the period from 1917 to 1924. At present, the school is run in the building by the local Arya Samaj, which is affiliated to the proposed alinee. The local Arya Samaj has taken the building on a lease from Mr. J.L. Lobo. The present proposal for alienation is to enable the proposed alinee to shift the school to the land in question.

The application for alienation has been recommended by the Divisional Inspector of schools. The Collr. states the remaining extent of S.No. 339/A1B and deed-related cses 339-A-1 & B-1 need not be resumed as the Municipal Council is prepared to use it for recreation purposes.

E728

Dist. coll's proposal for the alienation of the land free of land value and ~~rent~~ groundrent may be recommended to the govt.

A

JSM 21/4/44. 25/4/44 26. 28-4-44

A on these page may be agreed

From p. 5 N.F. M-1

If school is in 1580/4 why is it recommended? I suppose it has a building in 1580/4 — I can't even see that the two sites are near each other so that the new site can be made into a recreation ground - the old site kept as school

29/4

X

1 - MAY 1941

M1

~~A.S(L.R)~~

ASSISTANT SECRETARY. 1 - MAY 944

To A.S (L.R)

The positions of T.S. 1580/4 (O.S. 74/2) and 339/A1B2 (portion of O.S. 204) have been noted in the village plans. A perusal of ~~them~~ shows that the sites are near each other. S. No. 1580/4 was assigned to the predecessor-in-title of Mr. Lobo subject to the condition that the land and the building thereon would revert to govt. if the building ceased to be used as a school house. There was no school run in the building from 1917 to 1924. Now the school is run by the local Arya Samaj which is affiliated ~~to the M~~ to the proposed alienee. The local Arya Samaj had taken the building on a lease from Mr. T.L. Lobo. Mr. Lobo had filed a suit against the Managers of the school for ~~possession~~ termination of leasehold and for recovery of arrears of rent. The suit has resulted

Put up with portion 'X' hatched pro. c.f.

in a compromise, the Managing committee of the school being given five years' time to vacate the premises.

As Mr. Lobo has effected some improvements on the plot which are not in any way connected with the school purposes, the question of resumption of the land for breach of condition is under consideration. It is dealt with in the linked file. The school is not run by Mr. Lobo, though the land is registered in this name. As a result of the terms of compromise, the Manager of the school appears to have applied for the alienation of the land in question so that he may vacate the building belonging to Mr. Lobo. No information is available whether Mr. Lobo will run any other school in the building according to the conditions of the grant after the building is vacated by the local Arya Samaj. For orders about A

JMM 4/5/44 4/5/44 5 — S.V. Lele

ASSIS... 8- MAY 44

see p. 12 N.F.

Force X on p. 12 N.F.

M-1

DEPTT. 8- MAY 1944

Alienation of the new site can be recommended

for Govt. 6/5

To A.S (L.R)

Draft submitted for approval

JMM 10/5/44 10/5 — S.V. Lele

Ms. 1167, R.D. d. 9.6.1944. p. 51 c.f.

The draft on p. 54 c.f. may be approved.

21 6 44

20.6.44 20.6

21